

ASSIGNED

Serial No. 56652

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office. AUG 07 1991

Returned to applicant for correction.

Corrected application filed. Map filed. AUG 21 1991

The applicant. Richard E. Kephart

HC 62 Box 28

Street and No. or P.O. Box No.

of

Eureka

City or Town

NV. 89316

State and Zip Code No.

hereby make... application for permission to change the

point of diversion & place of use of a portion

Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under. Permit 26664

Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

identify right in Decree.

1. The source of water is. underground
Name of stream, lake, underground spring or other source.
2. The amount of water to be changed. 0.221 cfs 160 AFY
Second feet, acre feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for. irrigation & domestic
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
4. The water heretofore permitted for. same
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
5. The water is to be diverted at the following point. SE 1/4 NW 1/4, Sec 24. T21N. R53E MDB&M
Describe as being within a 40-acre subdivision of public survey and by course and
or at a point from which the E 1/4 corner of said Sect. 24 bears S 71° 31'
distance to a section corner. If on unsurveyed land, it should be stated.
20" E a dist. of 4163.18 ft.
6. The existing permitted point of diversion is located within. SE 1/4 NE 1/4, Sec 24 T.21N. R53E. MDB&M
If point of diversion is not changed, do not answer.
or at a point from which the NE corner of Section 24 bears N 42° 15' 24"
E a distance of 1802.36 ft.
7. Proposed place of use. 40 Acres in NW 1/4 Sec 24 T21N R53E, MDB&M
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
8. Existing place of use. SW 1/4 NE 1/4 (1.5A) NE 1/4 NE 1/4, (37A) NW 1/4 NE 1/4 (1.5A) Section
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or
24 T.21N. R53E MDB&M
manner of use of irrigation permit, describe acreage to be removed from irrigation.
9. Use will be from. Jan 1st to Dec 31st of each year.
Month and Day Month and Day
10. Use was permitted from. Jan 1st to Dec 31st of each year.
Month and Day Month and Day
11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and
specifications of your diversion or storage works.) well, pump & sprinkler system -
State manner in which water is to be diverted, i.e. diversion structure.
Existing
ditches, pipes and flumes, or drilled well, etc.
12. Estimated cost of works. Existing
13. Estimated time required to construct works. Done -

14. Estimated time required to complete the application of water to beneficial use..... Done
15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:
- The water from this permit will be comingled with others on the same ground,
and will total 120A. Use supporting map filed under Proof of Beneficial Use.
under Permit 42367 - Existing POU use map under 26664.

By s/Dick Kephart
HC 62 Box 28
Eureka, Nev.

Compared bc/bc jr/bk

Protested

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of a portion of the waters of an underground source as heretofore granted under Permit 26664, Certificate 8945 is issued subject to the terms and conditions imposed in said Permit 26664, Certificate 8945 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The total combined duty of water under Permits 42367, 42368, 42369, 42370 and 56652 shall not exceed 480.0 acre-feet annually.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.221 cubic feet per second, but not to exceed 160.0 acre-feet annually, and not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before March 2, 1996

Proof of completion of work shall be filed before February 2, 1996

Application of water to beneficial use shall be made on or before March 2, 1997

Proof of the application of water to beneficial use shall be filed on or before February 2, 1997

Map in support of proof of beneficial use shall be filed on or before N/A

Completion of work filed JAN 25 1996

Proof of beneficial use filed JAN 25 1996

Cultural map filed SEP 02 1980

Certificate No. 14447 Issued OCT 28 1996

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.
State Engineer of Nevada, have hereunto set my hand and the seal of my

office, this 31st day of August

A.D. 1995

R. Michael Turnipseed
State Engineer